

Message Text

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ORIGIN NEA-10

INFO OCT-01 EUR-12 ISO-00 EB-08 SS-15 L-03 INR-07 SP-02
PM-04 PRS-01 /063 R

DRAFTED BY NEA/ARN:TJCAROLAN:PDW
APPROVED BY NEA/ARN:MDRAPER
EB/TT/OA:WRILEY

-----172011Z 088571 /56-R

P R 171818Z MAR 77
FM SECSTATE WASHDC
TO AMEMBASSY AMMAN PRIORITY
AMEMBASSY DAMASCUS PRIORITY
INFO AMEMBASSY ROME

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E.O. 11652: N/A

TAGS: PFOR, EAIR, US, JO, SY

SUBJECT: U.S.-JORDANIAN/SYRIAN CIVIL AIR AGREEMENT

REF: STATE 11930

1. EXCHANGE OF FORMAL DIPLOMATIC NOTES RELATING TO THE PROVISION OF AIR SERVICES BETWEEN THE U.S. AND JORDAN/ SYRIA WAS COMPLETED SIMULTANEOUSLY WITH JORDANIAN AND SYRIAN EMBASSIES IN WASHINGTON MARCH 16. (TEXTS ARE SET FORTH BELOW.) BOTH EMBASSIES HAVE ALSO SUBMITTED APPLICATIONS ON BEHALF OF THEIR RESPECTIVE NATIONAL AIRLINES FOR FOREIGN AIR CARRIER PERMITS TO THE CAB.

2. FOLLOWING IS TEXT OF U.S. NOTE TO JORDANIAN EMBASSY, DATED MARCH 14: QUOTE: EXCELLENCY:

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I HAVE THE HONOR TO PROPOSE, ON BEHALF OF MY GOVERNMENT, THE FOLLOWING UNDERSTANDINGS RELATING TO THE PROVISION OF AIR SERVICES BETWEEN THE UNITED STATES AND THE HASHEMITE KINGDOM OF JORDAN:

(1) ANNEX A TO THE NONSCHEDULED AIR SERVICE AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE HASHEMITE KINGDOM OF JORDAN OF

SEPTEMBER 21, 1974, SHALL BE AMENDED BY DELETING PARA-

GRAPH B OF SECTION III THEREOF, AND ANNEX A SHALL, AS SO AMENDED, REMAIN IN EFFECT AFTER DECEMBER 31, 1976. ANNEX B SHALL BE AMENDED BY ADDING IN THE LEFT-HAND COLUMN OF THE FIRST PART OF SECTION II THE FOLLOWING TYPES: "ONE-STOP INCLUSIVE TOUR", "SPECIAL EVENT", AND "ADVANCE BOOKING".

(2) THE GOVERNMENT OF THE UNITED STATES GRANTS TO THE GOVERNMENT OF THE HASHEMITE KINGDOM OF JORDAN RIGHTS NECESSARY FOR ROYAL JORDANIAN AIRLINES, IN A JOINT OPERATION WITH SYRIAN ARAB AIRLINES, TO OPERATE BETWEEN THEM TWO SCHEDULED ROUND-TRIP FLIGHTS PER WEEK BETWEEN NEW YORK AND DAMASCUS/AMMAN. THESE FLIGHTS WILL SERVE BOTH DAMASCUS AND AMMAN, IN EITHER ORDER, WITH THE SAME THROUGH FLIGHT NUMBER, WHETHER OR NOT A CHANGE OF AIRCRAFT IS MADE BETWEEN DAMASCUS AND AMMAN. THESE FLIGHTS SHALL BE OPERATED AND PROMOTED AS SERVICES BETWEEN THE UNITED STATES AND SYRIA AND JORDAN. SHOULD ROYAL JORDANIAN AIRLINES PROVIDE A SERVICE OR SERVICES BEYOND JORDAN IN CONNECTION WITH THE ABOVE JOINT OPERATION, PUBLIC ADVERTISING OR OTHER FORMS OF PROMOTION BY THE AIRLINE IN THE UNITED STATES OR IN THIRD COUNTRIES SHALL NOT EMPLOY THE TERMS "SINGLE CARRIER" OR "THROUGH SERVICE" OR TERMS OF SIMILAR IMPORT, AND SHALL STATE THAT SUCH SERVICE IS BY CONNECTING FLIGHTS. THE FLIGHT NUMBER ASSIGNED TO SERVICES BETWEEN THE UNITED STATES AND SYRIA AND JORDAN FOR THE JOINT OPERATION SHALL NOT BE THE SAME AS THAT LIMITED OFFICIAL USE
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ASSIGNED TO FLIGHTS BEYOND JORDAN.

(3) THE RIGHTS SPECIFIED IN PARAGRAPH 2 ABOVE MAY BE EXERCISED FOR EIGHTEEN MONTHS FROM THE DAY THAT EITHER THE JORDANIAN OR SYRIAN AIRLINE FIRST BEGINS SCHEDULED SERVICE TO THE UNITED STATES OR UNTIL DECEMBER 31, 1978, WHICHEVER OCCURS FIRST. BOTH GOVERNMENTS WILL CONSULT BEFORE SUCH DATE TO REVIEW THE RESULTS OF THE JOINT OPERATION AND TO DETERMINE WHETHER TO EXTEND OR AMEND THE RIGHTS SPECIFIED IN PARAGRAPH 2 ABOVE.

(4) THE JORDANIAN AUTHORITIES WILL SUPPLY TO THE UNITED STATES AUTHORITIES APPROPRIATE DATA ON A QUARTERLY BASIS SHOWING THE NUMBER OF PASSENGERS AND TONS OF CARGO CARRIED ON THE JOINT OPERATION BY TICKET OR WAYBILL ORIGIN AND DESTINATION.

(5) THE GOVERNMENT OF THE HASHEMITE KINGDOM OF JORDAN GRANTS TO THE GOVERNMENT OF THE UNITED STATES OF AMERICA RIGHTS NECESSARY FOR AN AIRLINE OR AIRLINES DESIGNATED BY THE UNITED STATES TO OPERATE SCHEDULED AIR SERVICES FROM THE UNITED STATES VIA INTERMEDIATE POINTS TO AMMAN

AND BEYOND, IN BOTH DIRECTIONS.

I HAVE THE FURTHER HONOR TO PROPOSE THAT, IF YOUR GOVERNMENT ACCEPTS THE FOREGOING UNDERSTANDINGS, THIS NOTE AND YOUR REPLY TO THAT EFFECT SHALL CONSTITUTE AN AGREEMENT BETWEEN OUR TWO GOVERNMENTS WHICH ENTERS INTO FORCE ON THE DATE OF YOUR REPLY.

ACCEPT, EXCELLENCY, THE RENEWED ASSURANCES OF MY HIGHEST CONSIDERATION. FOR THE SECRETARY OF STATE: JULIUS L. KATZ. UNQUOTE.

3. FOLLOWING IS TEXT OF U.S. NOTE TO SYRIAN EMBASSY,
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DATED MARCH 14: QUOTE: EXCELLENCY:

I HAVE THE HONOR TO PROPOSE, ON BEHALF OF MY GOVERNMENT, THE FOLLOWING UNDERSTANDINGS RELATING TO THE PROVISION OF AIR SERVICES BETWEEN THE UNITED STATES AND THE SYRIAN ARAB REPUBLIC:

(1) THE RIGHTS CONTAINED IN SECTION 2 OF THE ANNEX TO THE AIR TRANSPORT AGREEMENT BETWEEN THE UNITED STATES OF AMERICA AND SYRIA OF APRIL 28, 1947, AS AMENDED, MAY BE IMPLEMENTED AS FOLLOWS:

A. SYRIAN ARAB AIRLINES, IN A JOINT OPERATION WITH ROYAL JORDANIAN AIRLINES, MAY OPERATE BETWEEN THEM TWO SCHEDULED ROUNDTrip FLIGHTS PER WEEK BETWEEN DAMASCUS/AMMAN AND NEW YORK. THESE FLIGHTS WILL SERVE BOTH DAMASCUS AND AMMAN, IN EITHER ORDER, WITH THE SAME THROUGH FLIGHT NUMBER, WHETHER OR NOT A CHANGE OF AIRCRAFT IS MADE BETWEEN DAMASCUS AND AMMAN.

B. THESE FLIGHTS SHALL BE OPERATED AND PROMOTED AS SERVICES BETWEEN THE UNITED STATES AND SYRIA AND JORDAN. SHOULD SYRIAN ARAB AIRLINES PROVIDE A SERVICE OR SERVICES BEYOND SYRIA IN CONNECTION WITH THE ABOVE JOINT OPERATION, PUBLIC ADVERTISING OR OTHER FORMS OF PROMOTION BY THE AIRLINE IN THE UNITED STATES OR IN THIRD COUNTRIES SHALL NOT EMPLOY THE TERMS "SINGLE CARRIER" OR "THROUGH SERVICE" OR TERMS OF SIMILAR IMPORT, AND SHALL STATE THAT SUCH SERVICE IS BY CONNECTING FLIGHTS. THE FLIGHT NUMBER ASSIGNED TO SERVICES BETWEEN THE UNITED STATES AND SYRIA AND JORDAN FOR THE JOINT OPERATION SHALL NOT BE THE SAME AS THAT ASSIGNED TO FLIGHTS BEYOND SYRIA.

C. THE FOREGOING RIGHTS MAY BE EXERCISED FOR EIGHTEEN MONTHS FROM THE DAY THAT EITHER THE SYRIAN OR JORDANIAN AIRLINE FIRST BEGINS SCHEDULED SERVICE TO THE UNITED

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STATES OR UNTIL DECEMBER 31, 1978, WHICHEVER OCCURS FIRST.
BOTH GOVERNMENTS WILL CONSULT BEFORE THAT DATE TO REVIEW
THE RESULTS OF THE JOINT OPERATION AND TO DETERMINE
WHETHER TO EXTEND OR AMEND THE FOREGOING PARAGRAPHS.

D. THE SYRIAN AUTHORITIES WILL SUPPLY TO THE UNITED
STATES AUTHORITIES APPROPRIATE DATA ON A QUARTERLY BASIS
SHOWING THE NUMBER OF PASSENGERS AND TONS OF CARGO CARRIED
ON THE JOINT OPERATION BY TICKET OR WAYBILL ORIGIN AND
DESTINATION.

(2) PENDING NEGOTIATION OF AN AIR TRANSPORT AGREEMENT
ON NONSCHEDULED SERVICE BETWEEN THE UNITED STATES AND THE
SYRIAN ARAB REPUBLIC, THE GOVERNMENT OF THE SYRIAN ARAB
REPUBLIC WILL ALLOW UNITED STATES AIRLINES TO OPERATE
CHARTER FLIGHTS TO AND FROM SYRIA AND WILL ACCEPT, FOR
PURPOSES OF THE CHARTERWORTHINESS OF FLIGHTS OF U.S.
ORIGIN, COMPLIANCE WITH UNITED STATES CHARTER TYPE RULES.

(3) THE ANNEX TO THE AIR TRANSPORT AGREEMENT SHALL BE
AMENDED BY ADDING A NEW SECTION 6, AS FOLLOWS:

"EACH DESIGNATED AIRLINE SHALL HAVE THE RIGHT TO CONVERT
AND REMIT TO ITS COUNTRY LOCAL REVENUES IN EXCESS OF SUMS
LOCALLY DISBURSED. SUCH CONVERSION AND REMITTANCE SHALL
BE PERMITTED PROMPTLY AT THE PREVALENT RATE OF EXCHANGE
AND IN ACCORDANCE WITH EXCHANGE CONTROL REGULATIONS OF
BOTH COUNTRIES."

(4) SECTIONS 1 AND 2 OF THE ANNEX TO THE AIR TRANSPORT
AGREEMENT SHALL BE INTERPRETED TO INCLUDE THE RIGHT OF
THE AIRLINES OF ONE COUNTRY TO OVERFLY THE TERRITORY OF
THE OTHER COUNTRY, WITHOUT A REQUIREMENT TO LAND, AND TO
MAKE TRANSIT (NON-TRAFFIC) STOPS IN SUCH TERRITORY.

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I HAVE THE FURTHER HONOR TO PROPOSE THAT, IF YOUR
GOVERNMENT ACCEPTS THE FOREGOING UNDERSTANDINGS, THIS NOTE
AND YOUR REPLY TO THAT EFFECT SHALL CONSTITUTE AN AGREE-
MENT BETWEEN OUR TWO GOVERNMENTS WHICH ENTERS INTO FORCE
ON THE DATE OF YOUR REPLY. TO THE EXTENT ANY PART OF THIS
AGREEMENT REQUIRES THE APPROVAL OF THE LEGISLATIVE BODY OF
THE SYRIAN ARAB REPUBLIC, THE UNITED STATES GOVERNMENT
SHALL BE NOTIFIED OF THIS REQUIREMENT WITHIN 30 DAYS OF
THE DATE OF THIS NOTE AND SUCH PART OF THIS AGREEMENT

SHALL BECOME PROVISIONALLY IN FORCE FROM THE DATE OF YOUR GOVERNMENT'S REPLY TO THIS NOTE AND SHALL BECOME DEFINITIVE UPON THE DATE OF NOTIFICATION BY YOUR GOVERNMENT THAT THE LEGISLATIVE BODY OF THE SYRIAN ARAB REPUBLIC HAS APPROVED SUCH PART.

ACCEPT, EXCELLENCY, THE RENEWED ASSURANCES OF MY HIGHEST CONSIDERATION. FOR THE SECRETARY OF STATE: JULIUS L. KATZ. UNQUOTE.

4. FOLLOWING IS TEXT OF JORDANIAN AMBASSADOR'S RESPONSE, DATED MARCH 16: QUOTE: EXCELLENCY:

I HAVE THE HONOR TO RESPOND TO YOUR LETTER OF MARCH 14, 1977.

ON BEHALF OF THE GOVERNMENT OF THE HASHEMITE KINGDOM OF JORDAN I WOULD LIKE TO CONVEY TO YOUR EXCELLENCY OUR ACCEPTANCE OF THE UNDERSTANDINGS CONVEYED THEREIN AND OUR CONSENT TO HAVE THIS AGREEMENT ENTER INTO FORCE IMMEDIATELY.

IN THIS CONNECTION I WOULD LIKE TO MENTION TO YOUR EXCELLENCY THAT AN APPLICATION FOR A FOREIGN CARRIER PERMIT WAS PRESENTED ON BEHALF OF ALIA--THE ROYAL JORDANIAN AIRLINES TO THE DEPARTMENT OF STATE BY OUR NOTE DATED JANUARY 28, 1977 TO BE FORWARDED TO THE CIVIL LIMITED OFFICIAL USE LIMITED OFFICIAL USE

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AERONAUTICS BOARD FOR ITS CONSIDERATION.

ACCEPT, EXCELLENCY, THE RENEWED ASSURANCES OF MY HIGHEST CONSIDERATION. ABDULLAH SALAH, AMBASSADOR. UNQUOTE.

5. FOLLOWING IS TEXT OF SYRIAN AMBASSADOR'S RESPONSE, DATED MARCH 16: QUOTE: EXCELLENCY:

I HAVE THE HONOR TO RESPOND TO YOUR LETTER OF MARCH 14, 1977. -

ON BEHALF OF THE GOVERNMENT OF THE SYRIAN ARAB REPUBLIC I WOULD LIKE TO CONVEY TO YOUR EXCELLENCY OUR ACCEPTANCE OF THE UNDERSTANDINGS CONVEYED THEREIN AND OUR CONSENT TO HAVE THIS AGREEMENT ENTER INTO FORCE IMMEDIATELY.

I AM PLEASED TO PRESENT TO YOUR EXCELLENCY THE APPLICATION OF SYRIAN ARAB AIRLINES FOR A FOREIGN CARRIER PERMIT FOR CONSIDERATION BY THE UNITED STATES CIVIL AERONAUTICS BOARD.

ACCEPT, EXCELLENCY, THE RENEWED ASSURANCES OF MY HIGHEST

CONSIDERATION. DR. SABAH KABBANI, AMBASSADOR. UNQUOTE.

VANCE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 22-Sep-1999 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CIVIL AVIATION, AVIATION AGREEMENTS
Control Number: n/a
Copy: SINGLE
Sent Date: 17-Mar-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE059500
Document Source: ADS
Document Unique ID: 00
Drafter: NEA/ARN:TJCAROLAN:PDW
Enclosure: n/a
Executive Order: N/A
Errors: n/a
Expiration:
Film Number: D770092-0186
Format: TEL
From: STATE
Handling Restrictions: n/a
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Line Count: 277
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, TEXT ON MICROFILM
Message ID: 37a401b0-c288-dd11-92da-001cc4696bcc
Office: ORIGIN NEA
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 6
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: STATE 11930
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 11-Mar-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2964913
Secure: OPEN
Status: NATIVE
Subject: U.S.-JORDANIAN/SYRIANCIVIL CIVIL AIR AGREEMENT
TAGS: PFOR, EAIR, US, JO, SY
To: AMMAN DAMASCUS MULTIPLE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/37a401b0-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009